

P/F

UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF NEW YORK

**FILED**  
IN CLERK'S OFFICE  
U.S. DISTRICT COURT, E.D.N.Y.

★ JUN 13 2005 ★

VERNETTA R. GARVIN,

BROOKLYN OFFICE

Plaintiff,

**CIVIL JUDGMENT**  
05-CV-2760 (NGG)

-against-

BANK OF NEW YORK, as Trustee, under the  
Pooling and Servicing Agreement Dated as of  
November 30, 1994, Series 1994-D;  
WACHOVIA BANK; HOME EQ. SERVICING  
CORPORATION; ROSICKI, ROSICKI AND  
ASSOCIATES; JOHN DOE OR JANE DOE,

Defendants.

Pursuant to the order issued today by the undersigned dismissing the complaint and order  
to show cause for a preliminary injunction, it is

**ORDERED, ADJUDGED AND DECREED:** That the complaint and order to show  
cause for a preliminary injunction are hereby dismissed. The Court certifies pursuant to 28  
U.S.C. § 1915(a)(3) that any appeal would not be taken in good faith and therefore *in forma*  
*pauperis* status is denied for the purpose of any appeal. Coppedge v. United States, 369 U.S.  
438, 444-45 (1962).

SO ORDERED.

Dated: June 9, 2005  
Brooklyn, N.Y.

/s/ Nicholas G. Garaufis  
Nicholas G. Garaufis  
United States District Judge

